

---

By: **Senator Brinkley**  
Introduced and read first time: February 2, 2004  
Assigned to: Education, Health, and Environmental Affairs

---

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law - State Administrator of Elections - Removal**

3 FOR the purpose of repealing the requirement that the State Administrator of  
4 Elections is subject to removal through certain actions of the State Board of  
5 Elections for certain reasons; and generally relating to the removal of the State  
6 Administrator of Elections.

7 BY repealing and reenacting, with amendments,  
8 Article - Election Law  
9 Section 2-103  
10 Annotated Code of Maryland  
11 (2003 Volume and 2003 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Election Law**

15 2-103.

16 (a) There is a State Administrator of Elections.

17 (b) The State Administrator shall:

18 (1) be appointed by and serve at the pleasure of the State Board;

19 (2) receive a salary as provided in the State budget;

20 (3) as provided in the State budget, employ and supervise:

21 (i) a deputy administrator; and

22 (ii) pursuant to the State Personnel and Pensions Article, other  
23 staff of the State Board;

24 (4) supervise the operations of the local boards;

1           (5)     perform all duties and exercise all powers that are assigned by law to  
2 the State Administrator or delegated by the State Board; AND

3           (6)     [be subject to removal by the affirmative vote of four members of the  
4 State Board for incompetence, misconduct, or other good cause; however, prior to  
5 removal, the State Board shall set forth written charges stating the grounds for  
6 dismissal and afford the State Administrator notice and an ample opportunity to be  
7 heard; and

8           (7)]     be the chief State election official.

9     (c)     Before taking office, the appointee to the office of State Administrator shall  
10 take the oath required by Article I, § 9 of the Maryland Constitution.

11     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 June 1, 2004.